

## Message Text

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ACTION EB-07

INFO OCT-01 ARA-10 ISO-00 CIAE-00 COME-00 INR-07 LAB-04

NSAE-00 SIL-01 H-02 L-03 TRSE-00 /035 W

----- 003405

R 041440Z AUG 76

FM AMCONSUL GUADALAJARA

TO SECSTATE WASHDC 3066

INFO AMEMBASSY MEXICO

UNCLAS GUADALAJARA 1369

E.O. 11652: N/A

TAGS: BDIS, MX

SUBJ: TRADE DISPUTE: SOLID STATE SCIENTIFIC (SSS)

REF: STATE 188117

1. CONGRESSIONAL INTEREST: LAWRENCE COUGHLIN (D-PA).

2. PRESENT STATUS: ALL MACHINERY AND EQUIPMENT PREVIOUSLY POSSESSED BY AMERICANA DE SEMICONDUCTORES Y PRODUCTOS, S.A., OF GUADALAJARA WAS AWARDED BY LABOR COURT TO COMPANY'S UNION TO SATISFY DEMANDS FOR NON-PAYMENT OF BACK WAGES. UNION SOLD ALL RIGHTS TO THE EQUIPMENT TO MEXICAN FIRM THAT BONDED THE TEMPORARY ENTRY OF THE SAME EQUIPMENT. DUE TO CHANGE IN MEXICAN CUSTOMS RULING, EQUIPMENT WAS DECLARED PERMANENTLY IMPORTED AND IMPORT BONDS WERE SUBJECT TO FORFEITURE BY BONDING COMPANY TO MEXICAN TREASURY. BONDING COMPANY WHICH ALREADY HAD PAID ABOUT 1.5 MILLION PESOS TO GOM FOR REVOLVING BOND FOR RAW MATERIALS THAT WERE NEVER RE-EXPORTED IS STILL LIABLE FOR ABOUT 750,000 PESOS FOR THE EQUIPMENT THAT IT BONDED AND WHICH IS STILL IN MEXICO. BONDING COMPANY IS ALLEGEDLY NEGOTIATING SALE OF REMAINING EQUIPMENT TO MEXICAN COMPANIES OR TO SSS IN ORDER TO REDUCE ITS POTENTIAL LOSS. WHATEVER IT CAN SELL OR SEND BACK TO THE U.S. WILL BE THAT MUCH LESS TO PAY IN FORFEITED IMPORT BONDS.

3. BONDING COMPANY WHICH CONTROLS FINAL DISPOSITION OF REMAINING EQUIPMENT IS:

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COMPANIA MEXICANA DE GARANTIAS,S.A.  
SINALOA 32, 4TH FLOOR  
MEXICO CITY 7, D.F., MEXICO  
TEL. 5330220  
CONTACT: VICTORINO SERRANO.

HOWEVER, LOCAL INBOND INDUSTRY CONSULTANT IS ACTING AS BONDING  
COMPANY'S SALES REPRESENTATIVE IN THIS COMPLEX CASE. HE IS:

LIC. FERNANDO PALACIO LANDA  
AV. SANTA EDUWIGES 2256, OFFICE 8  
GUADALAJARA, JALISCO, MEXICO  
TEL. 302360

4. HAVE OBTAINED A LIST IN SPANISH OF ALL ITEMS THAT BONDING  
COMPANY BONDED FROM NOVEMBER 1973 THRU JUNE 1975, AND HAVE PER-  
SONALLY MADE PHYSICAL INVENTORY OF FORMER PLANT. AM POUCHING BOTH  
LISTS AUGUST 4 TO DEPARTMENT.

5. RECOMMEND THAT REPRESENTATIVES OF SSS MAKE DIRECT CONTACT WITH  
FERNANDO PALACIO.

6. NOTE: FORMER AMCIT MANAGER, LEWIS JAMESON, IS STILL IN  
GUADALAJARA AND HAS APPROACHED PALACIO AS REPRESENTATIVE OF SSS  
FOR PURCHASE OF EQUIPMENT. JAMESON NEVER DIFFERENTIATED RENTAL  
EQUIPMENT FROM PURCHASED EQUIPMENT ON BONDING FORMS AND IS AT  
LEAST PARTIALLY RESPONSIBLE FOR PRESENT SITUATION. UNION ALSO  
CLAIMS THAT JAMESON REMOVED VALUABLE EQUIPMENT FROM PLANT BEFORE  
OR DURING 1975 STRIKE WHILE JAMESON CLAIMS UNION IS RESPONSIBLE  
FOR MISSING EQUIPMENT. PALACIO REFUSED TO DEAL WITH JAMESON OR  
TO RECOGNIZE HIM AS LEGITIMATE REPRESENTATIVE OF SSS.  
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## Message Attributes

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**Capture Date:** 01 JAN 1994  
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**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**TAGS:** BDIS, MX  
**To:** STATE  
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